

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
DEXTER JORGENSEN,  
Defendant.

Case No. CR18-172RSL

**ORDER CONTINUING  
TRIAL AND PRETRIAL  
MOTIONS DATES**

This matter comes before the Court on defendant Dexter Jorgensen’s “Unopposed Motion to Continue Trial Date and Extend the Pretrial Motions Deadline.” Dkt. # 16. Having considered the facts set forth in the motion, the defendant’s knowing and voluntary waiver, and the remainder of the record, the Court finds as follows:

1. The Court adopts the facts set forth in the motion. Specifically, that trial is currently scheduled for October 9, 2018; that defendant is charged in a seven-count indictment with Wire Fraud (in violation of 18 U.S.C. § 1343), and Conspiracy to Transport Property Taken by Fraud in Interstate Commerce (18 U.S.C. § 2314); that the government has recently produced tens of thousands of pages of voluminous discovery; and that additional investigation for the defense may require travel to multiple states.

2. The Court accordingly finds that a failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(iv).

1       3.     The Court finds that a failure to grant a continuance would likely result in a  
2 miscarriage of justice, as set forth in 18 U.S.C. § 3161(h)(7)(B)(i).

3       4.     The Court further finds that such a continuance would serve the ends of justice;  
4 that a continuance is necessary to ensure adequate time for defense investigation, effective trial  
5 preparation, and an opportunity for defendant to benefit from these efforts; and that these factors  
6 outweigh the best interests of the public and the defendant in a more speedy trial, within the  
7 meaning of 18 U.S.C. § 3161(h)(7)(A).

8       5.     Defendant has signed a waiver indicating that he has been advised of his right to a  
9 speedy trial and that, after consulting with counsel, he has knowingly and voluntarily waived  
10 that right and consented to the continuation of his trial to a date up to and including March 21,  
11 2019, Dkt. # 17, which will allow trial to begin on February 25, 2019, as requested.

12       IT IS HEREBY ORDERED that the trial date be continued from October 9, 2018, to  
13 February 25, 2019.

14       IT IS FURTHER ORDERED that the pretrial motions cutoff date be continued to  
15 January 14, 2019.

16       IT IS FURTHER ORDERED that the period of time from the current trial date of  
17 October 9, 2018, up to and including March 21, 2019, shall be excludable time pursuant to the  
18 Speedy Trial Act, 18 U.S.C. § 3161, *et seq.* The period of delay attributable to the filing and  
19 granting of this motion is excluded for speedy trial purposes pursuant to 18 U.S.C.  
20 §§ 3161(h)(1)(D), (h)(7)(A), and (h)(7)(B).

21       DATED this 12th day of September, 2018.

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25       Robert S. Lasnik  
26       United States District Judge  
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